

BILL NO. G-68-01- 21

GENERAL ORDINANCE NO. G- 04-68

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public streets and alleys in the Rolling Mill Urban Renewal Project.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following Resolution of the City Plan Commission, to-wit:

"WHEREAS, the City of Fort Wayne, Department of Redevelopment, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of public streets and alleys as described in Exhibits "B" and "C" in the City of Fort Wayne, Allen County, Indiana, to-wit:

"EXHIBIT B"

A. That portion of Beadell Street between the Junk Drainage Ditch and Berghoff Street: commencing at a point situated on the East line of the Junk Drainage Ditch, said point being a distance of approximately 30.0 feet West of the Southeast corner of Lot No. 85; thence East a distance of approximately 440.0 feet to the Southeast corner of Lot No. 76; thence South a distance of approximately 50.0 feet to the Northeast corner of Lot No. 57; thence West a distance of approximately 392.0 feet to the Northwest corner of Lot No. 49; thence Northwest a distance of approximately 70.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

B. That portion of Berghoff Street between the right-of-way line of the Pennsylvania Railroad and Johnson Street: commencing at a

point situated on the Southwesterly right-of-way line of the Pennsylvania Railroad, said point being a distance of approximately 197.0 feet North of the Southeast corner of Lot No. 176; thence Southeastward a distance of approximately 75.0 feet to the Northwest corner of Lot "D"; thence South a distance of approximately 515.8 feet to the Southwest corner of Lot "D"; thence West a distance of approximately 50.0 feet to the Southeast corner of Lot No. 152; thence North a distance of approximately 539.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

C. That portion of Graeter Street between Berghoff Street and Wright Street: commencing at the Southwest corner of Lot No. 126; thence East a distance of approximately 360.0 feet to the Southeast corner of Lot No. 118; thence South a distance of approximately 50.0 feet to the Northeast corner of Lot No. 99; thence West a distance of approximately 360.0 feet to the Northwest corner of Lot No. 91; thence North a distance of approximately 50.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

D. That portion of Johnson Street between the East line of McKinley Avenue and the East line of the Junk Drainage Ditch; commencing at a point situated on the East line of the Junk Drainage Ditch, said point being a distance of approximately 10.0 feet West of the Southwest corner of Lot No. 161; thence ~~W~~ East a distance of approximately 1,035 feet to the Southeast corner of Lot "D"; thence South along the East line of McKinley Avenue a distance of approximately 50.0 feet to a point being a distance of approximately 50.0 feet East of the Northeast corner of Lot No. 151; thence West a distance of approximately 1,040 feet to a point situated on the East line of the Junk Drainage Ditch, said point being a distance of approximately 5.0 feet West of the Northwest corner of Lot No. 133;

thence Northwestward a distance of approximately 53.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

E. That portion of Monning Street between the East line of the Junk Drainage Ditch and Berghoff Street: commencing at a point situated on the East line of the Junk Drainage Ditch, said point being a distance of approximately 114.0 feet West of the Southwest corner of Lot No. 181; thence East a distance of approximately 472.0 feet to the Southeast corner of Lot No. 176; thence South a distance of approximately 50.0 feet to the Northeast corner of Lot No. 175; thence West a distance of approximately 492.0 feet to a point located on the East line of the Junk Drainage Ditch, said point being a distance of approximately 22.0 feet West of the Northwest corner of Lot No. 166; thence Northeast a distance of approximately 55.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

F. That portion of Wright Street between Monning Street and Johnson Street: commencing at the Northeast corner of Lot No. 166; thence East a distance of approximately 50.0 feet to the Northwest corner of Lot No. 167; thence South a distance of approximately 292.0 feet to the Southwest corner of Lot No. 160; thence West a distance of approximately 50.0 feet to the Southeast corner of Lot No. 161; thence North a distance of approximately 292.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

G. That portion of Wright Street between Johnson Street and Beadell Street: commencing at the Northeast corner of Lot No. 133; thence East a distance of approximately 50.0 feet to the Northwest corner of Lot No. 134; thence South a distance of approximately 634.0 feet to the Southwest corner of Lot No. 84; thence West a distance of approximately 50.0 feet to the Southeast corner of Lot No. 85; thence North a distance of approximately 634.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.



"EXHIBIT C"

A. That portion of an alley between Wright Street and Berghoff Street: commencing at the Southwest corner of Lot No. 167; thence East a distance of approximately 360.0 feet to the Southeast corner of Lot No. 175; thence South a distance of approximately 12.0 feet to the Northeast corner of Lot No. 152; thence West a distance of approximately 360.0 feet to the Northwest corner of Lot No. 160; thence North a distance of approximately 12.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

B. That portion of an alley between Wright Street and Berghoff Street: commencing at the Southwest corner of Lot No. 134; thence East a distance of approximately 360.0 feet to the Southeast corner of Lot No. 142; thence South a distance of approximately 12.0 feet to the Northeast corner of Lot 118; thence West a distance of approximately 360.0 feet to the Northwest corner of Lot No. 126; thence North a distance of approximately 12.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

C. That portion of alley between Wright Street and Berghoff Street: commencing at the Southwest corner of Lot No. 91; thence East a distance of approximately 360.0 feet to the Southeast corner of Lot No. 99; thence South a distance of approximately 12.0 feet to the Northeast corner of Lot No. 76; thence West a distance of approximately 360.0 feet to the Northwest corner of Lot No. 84; thence North a distance of approximately 12.0 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

All in accordance with the terms of Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964, replacement, Section 53-744); and,



WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on the 22nd day of January, 1968, at 7:30 P.M., and at such hearing there were no objections of any kind or character which would prevent the vacation of said public streets and alleys.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described, conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Allen County, Indiana; and

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved; and

BE IT FINALLY RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in the City of Fort Wayne, Allen County, Indiana."

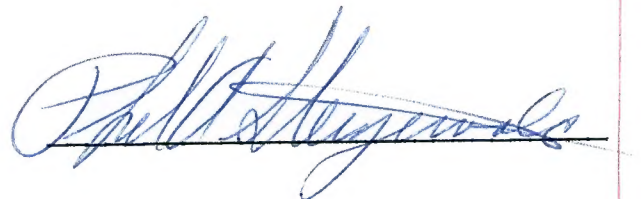
duly adopted on January 22, 1968 following a public hearing thereon after first giving notice thereof, all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Section 53-744, Burns Ind. Statutes Annotated, 1964 Replacement) is hereby approved and the recommendations made by said Commission are now accepted.

SECTION 2. Vacation of the streets and alleys described in said Resolution in any manner provided by law is hereby

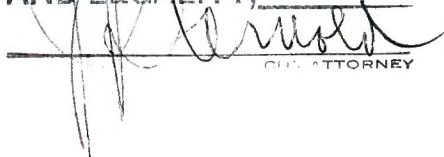
authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

A handwritten signature in blue ink, appearing to read "Philip H. Hays", is written over a horizontal line.

APPROVED AS TO FORM  
AND LEGALITY,

A handwritten signature in black ink is written over a horizontal line.  
CITY ATTORNEY

Bill No. G-68-01-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending General Ordinance No. G-97 by authorizing the vacation of public streets and  
alleys in the Rolling Mill Urban Renewal Project,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

PHIL A. STEIGERWALD, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JOHN H. ROBINSON

EDWIN J. ROUSSEAU

*Phil A. Steigerwald*  
*Celia Ann Fay*  
*Thomas G. Adams*  
*John H. Robinson*  
*Edwin J. Rousseau*

CONCURRED IN

DATE 2-13-68 FUAD G. BONAHOOM, CITY CLERK



Read the first time in full and on motion by Steigerwald seconded by Fay and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ P.M., E.S.T.)

Date: 1-23-68

Fuad H. Bonahoom  
City Clerk

Read the third time in full and on motion by Steigerwald seconded by Fay and duly adopted, placed on its passage.  
Passed (~~lost~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	<input checked="" type="checkbox"/>							
Dunifon	<input checked="" type="checkbox"/>							
Fay	<input checked="" type="checkbox"/>							
Geake	<input checked="" type="checkbox"/>							
Nuckols	<input checked="" type="checkbox"/>							
Robinson	<input checked="" type="checkbox"/>							
Rousseau	<input checked="" type="checkbox"/>							
Steigerwald	<input checked="" type="checkbox"/>							
Tipton	<input checked="" type="checkbox"/>							

Date 2-13-68

Fuad H. Bonahoom  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 8-04-68

on the 13<sup>th</sup> day of February, 1968.

ATTEST: (SEAL)

Fuad H. Bonahoom  
City Clerk

Jack R. Dunifon  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14<sup>th</sup> day of February, 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Fuad H. Bonahoom  
City Clerk

Approved and signed by me this 14<sup>th</sup> day of February, 1968, at the hour of 10:45 o'clock A.M., E.S.T.

Harold S. Zeis  
Mayor